

REMARKS

The non-final Office Action of June 8, 2004 has been carefully reviewed and these remarks are responsive thereto. Claims 1-3, 6, and 9 are pending. Reconsideration and allowance of the instant application are respectfully requested.

Claims 1, 2, and 6 are rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 5,724,665 to Abbasi et al. ("Abbasi"). Claim 3 is rejected under 35 U.S.C. 103(a) as being unpatentable over Abbasi in view of U.S. Patent No. 6,628,632 B1 to Dolan ("Dolan"). Applicants respectfully traverse all rejections.

Independent Claim 1 recites:

"1. A system for setting up base stations in relation to existing base stations comprising:
a first base station having a receiver, a processor, and a transmitter,
wherein said receiver receives signals from existing base stations, said processor adds said existing base stations to a list of base stations, said list of base stations includes at least two base stations, and said transmitter transmits said list to other base stations."

Abbasi is cited by the Examiner as disclosing a system wherein a "processor adds said existing base stations to a list of base stations, and said transmitter transmits said list to other base stations" (Office Action, p. 2). Applicants respectfully disagree. Abbasi does not disclose the claimed transmission of a list of base stations to other base stations; Abbasi merely discloses a first base station requesting a neighboring station to place the first station on the neighboring station's list. This distinction is further brought out in the new claims. Accordingly, because

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Abbasi fails to disclose each and every element of claim 1, Applicants submit that claim 1, as amended, is allowable.

Dependent claims 2 and 3 are allowable for at least those reasons that claim 1 is allowable, and further in view of the additional features recited therein. Dolan, cited by the Examiner to cure the deficiencies of Abbasi, still fails to teach or suggest the recitation of claim 1 missing from Abbasi.

Independent claim 6 is also allowable for at least similar reasons as those set forth above with regard to claim 1, and further in view of the differing recitation therein.

New claims 9-24 further describe aspects of the present invention. No new matter has been added. Therefore, Applicants respectfully submit that new claims 9-24 are allowable.

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All rejections having been addressed, Applicants respectfully submit that the instant application is in condition for allowance, and respectfully solicit prompt notification of the same. Applicants hereby give authorization to charge any fee associated with this submission or any additional fee due to Deposit Account 19-0733. If there are any questions the Examiner is invited to contact the undersigned.

Respectfully submitted,

BANNER & WITCOFF, LTD.

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By:



Christopher R. Glembocki
Registration No. 38,800

1001 G Street, N.W.
Washington, D.C. 20001-4597
Tel: (202) 824-3000
Fax: (202) 824-3001